

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

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UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
HARLAN QUESTORIA HIGA,  
Defendant.

Case No. 2:12-cr-155-APG-VCF

## **ORDER DENYING EARLY TERMINATION OF PROBATION**

(Dkt. #65)

Defendant Harlan Higa moved for early termination of his probation. (Dkt. #65.) By all accounts, Mr. Higa has been a model citizen while on probation, complying with all requirements and maintaining employment. I applaud and encourage his continued efforts. However, “[m]ere compliance with the terms of supervised release is what is expected, and without more, is insufficient to justify early termination.” *United States v. Grossi*, No. CR-04-40127 DLJ, 2011 WL 704364, at \*2 (N.D. Cal. Feb. 18, 2011) (citations omitted). At sentencing, I gave Mr. Higa a significant variance from a custodial sentence to probation. Completion of that probationary term is needed to uphold the factors from 18 U.S.C. § 3553 that I considered when imposing sentence. Both the United States Attorney and the Probation Office oppose early termination, and I agree.

DATED this 10<sup>th</sup> day of June, 2015.

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ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE